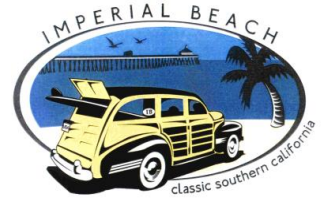




A G E N D A

IMPERIAL BEACH CITY COUNCIL REDEVELOPMENT AGENCY PLANNING COMMISSION PUBLIC FINANCING AUTHORITY



JANUARY 21, 2009

**Council Chambers
825 Imperial Beach Boulevard
Imperial Beach, CA 91932**

**CLOSED SESSION MEETING – 5:30 P.M.
REGULAR MEETING – 6:00 P.M.**

**THE CITY COUNCIL ALSO SITS AS THE CITY OF IMPERIAL BEACH REDEVELOPMENT AGENCY,
PLANNING COMMISSION, AND PUBLIC FINANCING AUTHORITY**

The City of Imperial Beach is endeavoring to be in total compliance with the Americans with Disabilities Act (ADA). If you require assistance or auxiliary aids in order to participate at City Council meetings, please contact the City Clerk's Office at (619) 423-8301, as far in advance of the meeting as possible.

CLOSED SESSION CALL TO ORDER BY MAYOR

ROLL CALL BY CITY CLERK

CLOSED SESSION

CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Initiation of litigation pursuant to Government Code Section 54956.9(c)

Number of Potential Cases: 1

PUBLIC EMPLOYEE PERFORMANCE EVALUATION

Pursuant to Government Code Section 54957

Title: City Manager

RECONVENE AND ANNOUNCE ACTION (IF APPROPRIATE)

REGULAR MEETING CALL TO ORDER BY MAYOR

ROLL CALL BY CITY CLERK

PLEDGE OF ALLEGIANCE

AGENDA CHANGES

MAYOR/COUNCIL REIMBURSEMENT DISCLOSURE & COMMUNITY ANNOUNCEMENTS

COMMUNICATIONS FROM CITY STAFF

PUBLIC COMMENT - *Each person wishing to address the City Council regarding items not on the posted agenda may do so at this time. In accordance with State law, Council may not take action on an item not scheduled on the agenda. If appropriate, the item will be referred to the City Manager or placed on a future agenda.*

Any writings or documents provided to a majority of the City Council/RDA/Planning Commission/Public Financing Authority regarding any item on this agenda will be made available for public inspection in the office of the City Clerk located at 825 Imperial Beach Blvd., Imperial Beach, CA 91932 during normal business hours.

PRESENTATIONS (1.1 - 1.3)

1.1 RECYCLE ALL-STAR AWARD PRESENTATION. (0270-30)

City Manager's Recommendation: Present the Recycle All-Star Award Certificate, \$100.00 check and used oil-recycling premiums to George and Pat Wyckoff.

1.2* PRESENTATION ON THE RESULTS OF BIKE THE BAY 2008 BY ANDY HANSHAW. (0680-20)

1.3* PRESENTATION ON SB 375 BY KIM KAWADA, POLICY AND LEGISLATIVE AFFAIRS PROGRAM MANAGER OF SANDAG. (0140-40 & 0460-40)

* No Staff Report.

CONSENT CALENDAR (2.1 - 2.4) - *All matters listed under Consent Calendar are considered to be routine by the City Council and will be enacted by one motion. There will be no separate discussion of these items, unless a Councilmember or member of the public requests that particular item(s) be removed from the Consent Calendar and considered separately. Those items removed from the Consent Calendar will be discussed at the end of the Agenda.*

2.1 MINUTES.

City Manager's Recommendation: Approve the minutes of the City Council meeting of December 3, 2008.

2.2 RATIFICATION OF WARRANT REGISTER. (0300-25)

City Manager's Recommendation: Ratify the following registers: Accounts Payable Numbers 67755 through 67932 with the subtotal amount of \$1,133,434.46; and Payroll Checks 40502 through 40648 for the pay periods ending 12/04/08, 12/18/08 and 01/01/09 with the subtotal amount of \$476,246.70; for a total amount of \$1,609,681.16.

2.3 RESOLUTION NO. R-09-169 – ACCEPTING THE STATE CONTROLLER'S ANNUAL REPORT ON FINANCIAL TRANSACTIONS, HOUSING AND COMMUNITY DEVELOPMENT ANNUAL REPORT OF HOUSING ACTIVITY FOR THE YEAR ENDED JUNE 30, 2008, AND THE REDEVELOPMENT AGENCY FINANCIAL STATEMENTS AS OF JUNE 30, 2008. (0300-88 & 0310-30)

City Manager's Recommendation: Adopt resolution.

2.4 RESOLUTION NO. 2009-6708 – AUTHORIZING THE EXPENDITURE PLAN FOR THE FY 2008-2009 SUPPLEMENTAL LAW ENFORCEMENT STATE FUNDING (SLESF) GRANT ALSO KNOWN AS THE COPS GRANT. (0260-15 & 0390-86)

City Manager's Recommendation: Adopt resolution.

ORDINANCES – INTRODUCTION/FIRST READING/PUBLIC HEARING (3.1)

3.1 ORDINANCE NO. 2009-1081 – AMENDING TITLE 4 OF THE IMPERIAL BEACH MUNICIPAL CODE REGULATING SALES OF TOBACCO PRODUCTS AND PARAPHERNALIA. (0600-95)

City Manager's Recommendation:

1. Declare the continued public hearing open;
2. Receive report and public testimony;
3. Mayor calls for the reading of the title of Ordinance No. 2009-1081, an Ordinance of the City Council of the City of Imperial Beach, California, adding Title 4 (Business Regulation), Chapter 56 (Smoke Shops); and
4. City Clerk reads title of Ordinance No. 2009-1081; and
5. Motion to dispense first reading and introduce Ordinance No. 2009-1081 by title only, set the matter for adoption at the next regular City Council meeting of February 4, 2009, and authorize the publication in a newspaper of general circulation.

ORDINANCES – SECOND READING & ADOPTION (4)

None.

Item No. 5.1 will be discussed at 7:00 p.m. – TIME SPECIFIC

PUBLIC HEARINGS (5.1)

5.1 CITY OF IMPERIAL BEACH DRAFT BICYCLE TRANSPORTATION PLAN AND DRAFT ENVIRONMENTAL IMPACT REPORT BICYCLE TRANSPORTATION PLAN AND ECO BIKEWAY PALM AVENUE TRAFFIC CALMING PLAN. (0680-20 & 0750-90)

City Manager's Recommendation:

1. Declare the public hearing open;
2. Receive report, presentation, and public testimony;
3. Close the public hearing; and
4. Provide further direction to City staff and Consultant(s).

REPORTS (6.1 - 6.7)

6.1 9TH STREET & PALM AVENUE. (0640-20)

City Manager's Recommendation: Direct staff to develop a Request for Qualifications/Proposal for all commercial development at 9th Street & Palm Avenue for the Redevelopment Agency's review.

6.2 DRAFT FIVE-YEAR CAPITAL IMPROVEMENT PROGRAM BUDGET FISCAL YEAR 2009-2010 THROUGH FISCAL YEAR 2013-2014. (0330-35)

City Manager's Recommendation:

1. Receive report;
2. Review and comment on the draft budget;
3. Provide staff with direction regarding any changes to the draft projects and associated budgets; and
4. Direct staff to incorporate the changes directed by Council and return with a final "Five-Year Capital Improvement Program Budget for Fiscal Year 2009-2010 through Fiscal Year 2013-2014" for Council adoption.

6.3 PROPOSAL FOR CUSTOM SEASONAL LIFEGUARD TOWER FOR PALM AVENUE STREET END. (0220-20)

City Manager's Recommendation:

5. Receive and accept the report from City staff, and/or make any additional recommendations as appropriate; and
6. Approve a request for Port funding, both capital and operational, for a lifeguard tower at the Palm Avenue street end.

6.4 PROPOSITION 84 STATEWIDE PARK DEVELOPMENT AND COMMUNITY REVITALIZATION ACT OF 2008 (STATEWIDE PARK ACT). (0460-40 & 0920-05)

City Manager's Recommendation:

1. Receive report;
2. Discuss the Statewide Park Act of 2006 relative to other Council priorities;
3. Direct staff to pursue the establishment of an Oneonta Neighborhood community based planning group for the purpose of investigating the options for an Oneonta Neighborhood park; or
4. Direct staff to table the pursuit of a Proposition 84 grant application for an undetermined period of time.

6.5 RESOLUTION NO. R-09-168 – RATIFICATION OF AN AGREEMENT WITH SCS ENGINEERS FOR ENVIRONMENTAL CONSULTANT. (0640-20)

City Manager's Recommendation: Adopt resolution.

6.6 RESOLUTION NO. R-09-167 – AUTHORIZING A THIRD AMENDMENT TO AN AGREEMENT WITH NASLAND ENGINEERING FOR CIVIL ENGINEERING SERVICES. (0720-25)

City Manager's Recommendation: Adopt resolution.

6.7 RESOLUTION NO. 2009-6706 – APPROVING THE CONTRACT LAW ENFORCEMENT PROGRAM JOINT OPERATING AND FINANCIAL PLAN ALSO KNOWN AS "ATTACHMENT B" FOR FISCAL YEAR 2008-2009. (0260-10)

City Manager's Recommendation: Adopt resolution.

ITEMS PULLED FROM THE CONSENT CALENDAR (IF ANY)

MAYOR/COUNCIL REPORTS ON ASSIGNMENTS AND COMMITTEES

ADJOURNMENT

The Imperial Beach City Council welcomes you and encourages your continued interest and involvement in the City's decision-making process.

FOR YOUR CONVENIENCE, A COPY OF THE AGENDA AND COUNCIL MEETING PACKET MAY BE VIEWED IN THE OFFICE OF THE CITY CLERK AT CITY HALL OR ON OUR WEBSITE AT www.cityofib.com.

Copies of this notice were provided on January 15, 2009 to the City Council, San Diego Union-Tribune, I.B. Eagle & Times, and I.B. Sun.

STATE OF CALIFORNIA)
COUNTY OF SAN DIEGO) ss.
CITY OF IMPERIAL BEACH)

AFFIDAVIT OF POSTING

I, Jacqueline M. Hald, City Clerk of the City of Imperial Beach, hereby certify that the Agenda for the Regular Meeting as called by the City Council, Redevelopment Agency, Planning Commission, and Public Financing Authority of Imperial Beach was provided and posted on January 15, 2009. Said meeting to be held at 5:30 p.m. January 21, 2009, in the Council Chambers, 825 Imperial Beach Boulevard, Imperial Beach, California. Said notice was posted at the entrance to the City Council Chambers on January 15, 2009 at 2:00 p.m.

Jacqueline M. Hald, CMC
City Clerk